IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.616 OF 2006

In

ARBITRATION PETITION NO.179 OF 2006

Shri Yogesh Mehta : Appellant/
Orig.Respondent

V/s.

Shri Bharat Shetty : Respondent/
Orig.Petitioner

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Mr.Sachin Shetye with Mr.Sean Wassoodew for the appellant.
Mr.T.N.Subramanian i/b. M/s.Lex Consultants for the respondent.

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CORAM : R.M.LODHA & S.A.BOBDE,JJ.

DATE : SEPTEMBER 11, 2006.

P.C.

1. Counsel for the parties handed in Consent Minutes of Order which is taken on record and marked 'X' for identification purposes.

2. Consent Minutes of Order read thus:-

"CONSENT MINUTES OF ORDER

1. By consent of the parties Justice

Smt.Sujata Manohar (Retd.) is appointed as Arbitrator to adjudicate upon all the disputes and differences arising between the parties hereto including any dispute or difference in regard to the interpretation of any provision or term or the meaning of Memorandum of Understanding dated 21.1.2006 or in regard to any claim of one party against the other or in regard to the rights and/or obligation of any party or parties hereto under the said Memorandum of Understanding.

2. The cost of Arbitration initially to be shared equally between the parties.

3. The Appellant is granted liberty to apply to the learned Arbitrator for vacating/modification of the order dated 13.6.06, without there existing any change of circumstance.

4. The learned Arbitrator is requested to dispose off the reference preferably within 6 months.

5. Contentions of both parties are kept open."

3. Appeal is disposed of in terms of the Consent Minutes of Order. No costs.

R.M. LODHA, J.

S.A. BOBDE, J.